

Adopted	Rejected
---------	----------

COMMITTEE REPORT

YES:	9
NO:	0

MR. SPEAKER:

*Your Committee on Local Government, to which was referred House Bill 1836, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, line 14, delete "under:" and insert "**by the attorney general**
- 2 **of the United States, a United States attorney, the attorney general**
- 3 **of Indiana, or an Indiana prosecuting attorney under:**
- 4 (i) IC 34-24-1;
- 5 (ii) IC 34-24-2;
- 6 (iii) IC 34-24-3;
- 7 (iv) IC 5-11-5;
- 8 (v) IC 5-11-6;
- 9 (vi) IC 5-13-6;
- 10 (vii) IC 5-13-14-3; or
- 11 (viii) 18 U.S.C. 1964; or".
- 12 Page 1, delete lines 15 through 17.
- 13 Page 2, delete lines 1 through 3.
- 14 Page 2, line 13, delete "that individual's acts as an officer or
- 15 employee," and insert "**an act that was within the scope of the official**

1 **duties of the officer or employee".**

2 Page 2, line 15, after "reasonable" insert **"and customarily**
3 **charged"**.

4 Page 2, line 18, delete "the" and insert **"all"**.

5 Page 2, line 18, after "charges." insert **"The fiscal body of the unit**
6 **or municipal corporation shall reimburse the officer or employee**
7 **for reasonable and customarily charged expenses, as determined by**
8 **the fiscal body of the unit or municipal corporation, incurred in the**
9 **officer's or employee's defense against those charges, if all charges**
10 **have been dismissed or the officer or employee has been found not**
11 **guilty of all charges."**

12 Page 2, line 22, after "reasonable" insert **"and customarily**
13 **charged"**.

14 Page 2, line 24, delete "of the officer or".

15 Page 2, line 25, delete "employee that are the subject of the grand
16 jury investigation".

17 Page 2, line 26, delete "officer's or employee's".

18 Page 2, line 26, after "duties" delete "." and insert **"of the officer or**
19 **employee. The fiscal body of the unit or municipal corporation**
20 **shall reimburse the officer or employee for reasonable and**
21 **customarily charged expenses, as determined by the fiscal body of**
22 **the unit or municipal corporation, incurred by the officer or**
23 **employee as a result of the grand jury investigation, if the grand**
24 **jury fails to indict the officer or employee."**

25 Page 2, line 28, delete "2(1)(B)" and insert **"2(1)(B)(i) through**
26 **2(1)(B)(viii)"**.

27 Page 2, line 29, after "chapter" insert **"and brought by a person**
28 **described in section 2(1)(B) of this chapter that involves an action**
29 **within the scope of the official duties of the officer or employee"**.

30 Page 2, line 30, after "reasonable" insert **"and customarily**
31 **charged"**.

32 Page 2, line 31, after "action" insert **". The fiscal body of the unit**
33 **or municipal corporation shall reimburse the officer or employee**
34 **for reasonable and customarily charged expenses incurred in the**
35 **officer's or employee's defense against the civil action"**.

36 Page 2, line 31, after "if" insert **":"**.

37 Page 2, line 31, delete "either:".

38 Page 2, line 34, delete "the officer or employee was found to have

- 1 no liability" and insert "**a judgment is rendered in favor of the officer**
- 2 **or employee on all counts**".

(Reference is to HB 1836 as introduced.)

and when so amended that said bill do pass.

Representative Hinkle